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Debtors and Debtors-in-Possession

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16 Company

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

21 AT HOME CORPORATION, *et al.*,) Case No. CV-09-05727-WHA
22 Appellants) Bankruptcy No. 01-32495
23 v.)
24 GENESIS INSURANCE COMPANY,)
25 Appellee.)
26 _____)
27 In re)
28 AT HOME CORPORATION,)
a Delaware corporation, *et al.*,)
Debtors.)

1 WHEREAS, pursuant to the Court's Order approving the Joint Stipulation Regarding
2 Scheduling Matters entered September 11, 2009 [Docket No. 6], the At Home Liquidating Trust
3 (the "Appellant"), successor in interest to At Home Corporation, *et al.*, as debtors and debtors-in-
4 possession, must file and serve its opening brief on October 7, 2009;

5 WHEREAS, Genesis Insurance Company (the "Appellee") must file its opening brief no
6 later than November 6, 2009;

7 WHEREAS, the Appellant's reply brief is due no later than November 25, 2009;

8 WHEREAS, the parties have engaged in settlement negotiations and believe that a brief
9 extension of the briefing schedule would allow them an opportunity to document a consensual
10 resolution to this matter;

11 WHEREAS, the parties have agreed, subject to the approval of the Court, to modify the
12 schedule for the filing of the parties' briefs.

13 NOW THEREFORE, the parties to this action hereby stipulate and agree, by and through
14 their undersigned counsel, as follows:

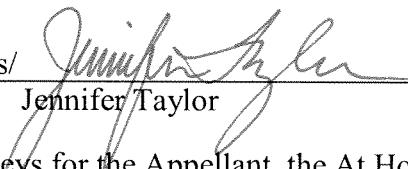
- 15 1. The Appellant shall file its opening brief by November 9, 2009;
- 16 2. The Appellee shall file its opposition brief by December 7, 2009; and
- 17 3. The Appellant shall file its reply brief by December 28, 2009.

18
19 Dated: October 7, 2009

O'MELVENY & MYERS LLP

21 By: /s/

22 Jennifer Taylor

23 
24 Attorneys for the Appellant, the At Home
25 Liquidating Trust, successor in interest to At
26 Home Corporation, *et al.*, Debtors and Debtors-in-
27 Possession

1 Dated: October 7, 2009

FRIEDMAN DUMAS & SPRINGWATER LLP

2 By: /s/ Ellen A. Friedman
3 Ellen A. Friedman

4 Attorneys for the Appellee Genesis Insurance
5 Company

6 Of Counsel:

7 William E. Smith
8 WILEY REIN LLP
9 Attorneys for the Appellee Genesis Insurance
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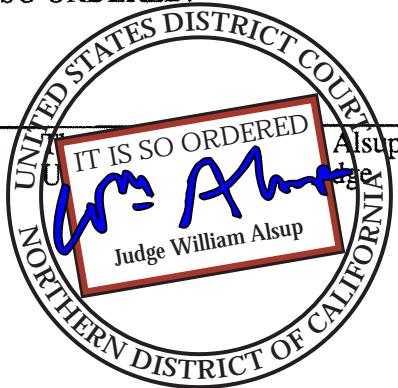
10
11 I, Jennifer Taylor, am the ECF User whose ID and password are being used to file this
12 Stipulation and [Proposed] Order Regarding Scheduling Matters. In compliance with General
13 Order 45, X.B., I hereby attest that William Smith has concurred in this filing.

14 By: /s/
15 Jennifer Taylor

16
17 **ORDER**

18 PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

19
20 DATED: October 8, 2009



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22 SF1:775011.3
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1 **PROOF OF SERVICE BY MAIL**

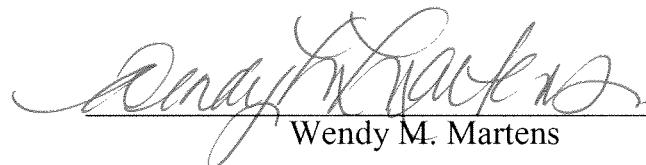
2 I am over the age of eighteen years and not a party to the within action. I
3 am a resident of or employed in the county where the service described below occurred.
4 My business address is Two Embarcadero Center, 28th Floor, San Francisco, California
5 94111-3823. I am readily familiar with this firm's practice for collection and processing
6 of correspondence for mailing with the United States Postal Service. In the ordinary
7 course of business, correspondence collected from me would be processed on the same
8 day, with postage thereon fully prepaid and placed for deposit that day with the United
9 States Postal Service. On October 7, 2009 I served the following:

10 **JOINT STIPULATION AND [PROPOSED] ORDER
11 REGARDING SCHEDULING MATTERS**

12 by putting a true and correct copy thereof in a sealed envelope, with postage fully prepaid,
13 and placing the envelope for collection and mailing today with the United States Postal
14 Service in accordance with the firm's ordinary business practices, addressed as follows:

15 **SEE ATTACHED SERVICE LIST**

16 I declare under penalty of perjury under the laws of the State of California
17 that the above is true and correct. Executed on October 7, 2009, at San Francisco,
18 California.

19 
20 Wendy M. Martens

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28

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2 **SERVICE LIST**

3

4 **Office of the United States Trustee**
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5 Office of the U.S. Trustee
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5 Fax: 312.526.7508
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7 Re: Policy Number YXB002358

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11 1313 North Market Street
12 P.O. Box 951 Wilmington, DE
13 19899-0951
14 **Mark McEachen**
15 12 Hillcrest Manor
16 Rolling Hills Estate, CA 90274

17 **Edward T. Rogers**
18 Rogers Communications, Inc.
19 333 Bloom Street East
20 Toronto, Ontario M4W 1G9

21 **Genesis Professional Liability**
22 **Managers**
23 25550 Chagrin Blvd., Suite 300
24 Beachwood, OH 44122
25 Attn: Elizabeth A. Shaver, Esq.
26 Re: Policy Number YXB002358

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29 295 North Maple Avenue
30 Room 1126M1
31 Basking Ridge, NJ 07920-1025

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33 Chief Financial Officer
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